

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

ITV DIRECT, INC.,)	Civil Action No. 04-CV-10421-JLT
)	
Plaintiff,)	
)	
v.)	
)	
HEALTHY SOLUTIONS, L.L.C., et al.,)	
)	
Defendants.)	
CAPPSEALS, INC.,)	
)	
Plaintiff-in-Intervention,)	
)	
v.)	
)	
HEALTHY SOLUTIONS, L.L.C., d/b/a)	
DIRECT BUSINESS CONCEPTS; ITV)	
DIRECT, INC.; and DIRECT)	
FULFILLMENT, LLC,)	
)	
Intervenor-Defendants.)	

**PLAINTIFF-IN-INTERVENTION'S OPPOSITION TO REQEUST FOR SANCTIONS
AND REPLY TO ITV DIRECT, INC.'S AND DIRECT FULFILLMENT, LLC'S
OPPOSITION TO MOTION FOR TEMPORARY RESTRAINING ORDER AND REQ**

EXHIBIT C

COMMONWEALTH OF MASSACHUSETTS

ESSEX, SS.

SUPERIOR COURT DEPARTMENT
OF THE TRIAL COURT
CIVIL ACTION NO. 2004-00482

CAPPSEALS, INC., a Washington
Corporation,

Plaintiff,

v.

ITV DIRECT, INC., a Massachusetts
Corporation; and DIRECT
FULFILLMENT, LLC, a Massachusetts
Limited Liability Company,

Defendants,

Beverly National Bank,

Trustee Process
Defendant.

**NOTICE OF VOLUNTARY
DISMISSAL**

The plaintiff, Cappseals, Inc., hereby dismisses, without prejudice, its claims in the
above-referenced matter pursuant to Mass. R. Civ. P. 41(a)(1)(i).

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that on this day a true copy of
the above document was served upon the
attorney of record for each party by mail/by hand.

Date: 4/7/04 Daniel Kelly

CAPPSEALS, INC.

By its attorneys,

Daniel J. Kelly

Daniel J. Kelly, BBO #553926
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DATED: April 7, 2004

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April 7, 2004

VIA OVERNIGHT MAIL

Civil Clerk
Essex Superior Court
34 Federal Street
Salem, MA 01970

Re: Cappseals, Inc. v. ITV Direct, Inc.

Dear Sir/Madam:

Enclosed for filing in the above-captioned matter, please find a Notice of Voluntary Dismissal.

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Very truly yours,



Daniel J. Kelly

DJK:tm
Enclosure
cc: Peter S. Brook, Esq. (By Hand)